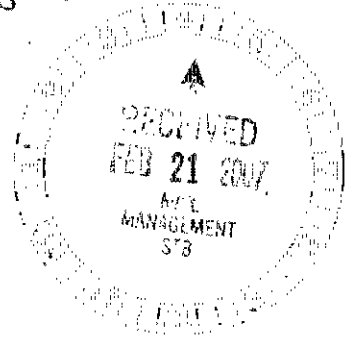


218 680

BEFORE THE
SURFACE TRANSPORTATION BOARD



FINANCE DOCKET NO. 34999

IDAHO & SEDALIA TRANSPORTATION COMPANY, LLC
—LEASE EXEMPTION—
RCL ROCKS, LLC

VERIFIED NOTICE OF EXEMPTION

Pursuant to 49 C.F.R. § 1150.31, Et Seq.

FILED
FEB 21 2007
SURFACE
TRANSPORTATION BOARD

W. Robert Dyer, Jr.
Gardere Wynne Sewell, LLP
1601 Elm Street, Suite 3000
Dallas, TX 75201-4761
(214) 999-4574

FEE RECEIVED
FEB 21 2007
SURFACE
TRANSPORTATION BOARD

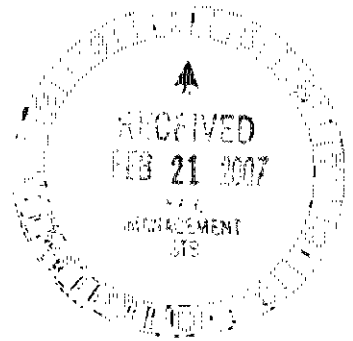
Robert D. Spellings
Butera & Andrews
1301 Pennsylvania Avenue, N.W., Suite 500
Washington, DC 20004
202-347-6875

Attorneys for:
IDAHO & SEDALIA
TRANSPORTATION COMPANY, LLC.

Dated: February 20, 2007

ENTERED
Office of Proceedings
FEB 21 2007
Part of
Public Record

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



FINANCE DOCKET NO. 34999

**IDAHO & SEDALIA TRANSPORTATION COMPANY, LLC
—LEASE EXEMPTION—
RCL ROCKS, LLC**

VERIFIED NOTICE OF EXEMPTION

Pursuant to 49 C.F.R. § 1150.31, Et Seq.

Idaho & Sedalia Transportation Company, LLC ("I&S"), a non-carrier, files this Notice of Exemption pursuant to 49 C.F.R. Part 1150, Subpart D--Exempt Transactions, to permit I&S to lease an approximately 5.5-mile rail line from RCL Rocks, LLC.

In support of this Notice of Exemption, I&S submits the following information as required by 49 C.F.R. § 1150.33:

(a) Full name and address of applicant:

Idaho & Sedalia Transportation Company, LLC
7471 Benbrook Parkway
Benbrook, Texas 76126

(b) Applicant's Representatives:

W. Robert Dyer, Jr.
Gardere Wynne Sewell, LLP
1601 Elm Street, Suite 3000
Dallas, TX 75201-4761
(214) 999-4574

and

Robert D. Spellings
Butera & Andrews
1301 Pennsylvania Avenue., N.W., Suite 500
Washington, DC 20004
202-347-6875

(c) Statement of Agreement:

An agreement has been reached between I&S and RCL Rocks, LLC for the lease of the rail line. Such agreement is contingent on certain future events expected to occur by April 2007.

(d) The operator of the property:

I&S will become a nonexclusive operator over the property.

(e) Summary of proposed transaction:

(1) The name and address of the entity leasing the subject property:

RCL Rocks, LLC
7471 Benbrook Parkway
Benbrook, TX 76126

(2) The proposed time schedule for consummation of the transaction:

I&S's lease of the rail line is expected to be effective in or before April 2007.

(3) The mile-posts of the subject property:

The rail line being leased from RCL Rocks, LLC by I&S is located at Union Pacific Railroad Valentine Subdivision Milepost 741 near Sierra Blanca, Texas, and further identified as Track Numbers 790, 791, 792, 793, 794 and 795. The leased track shall include approximately 5.5 miles of track comprising the East Leg Wye; West Leg Wye; Meridian Aggregate Lead; Long Runaround and Short Runaround Tracks beginning at Milepost 741.

- (4) The total route miles being acquired:

The length of the rail line being leased is approximately 5.5 miles.

- (f) A map of the rail line being leased is attached as Exhibit A.
- (g) I&S hereby certifies that I&S's projected revenues as a result of this transaction will not result in I&S becoming a Class II or Class I rail carrier.

I&S further certifies that its annual rail freight revenue as a result of this transaction will not exceed \$5 million. Accordingly, the requirements of 49 C.F.R. § 1150.32(e) do not apply to this transaction.

A caption summary, as required by 49 C.F.R. § 1150.34, is attached.

ENVIRONMENTAL AND HISTORIC IMPACTS

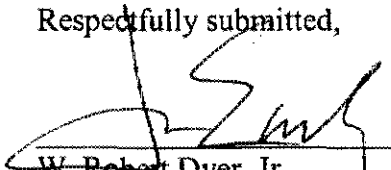
I&S is leasing the line from RCL Rocks, LLC for continued rail operations. Further Board approval is required for I&S to discontinue any service and there are no plans to dispose of or alter properties subject to Board jurisdiction that are 50 years old or older. Hence, this Notice of Exemption does not require an historic report under 49 C.F.R. § 1105.8(b)(1).

I&S's lease will not result in significant changes in carrier operations. There will not be a diversion of: (1) more than 1,000 rail carloads a year to motor carriage; or (2) an average of 50 carloads per mile per year for any part of this line to motor carriage. This transaction will not result in: (1) an increase in rail traffic of at least 100 percent or an increase of at least eight trains a day on any segment of the line; (2) an increase of rail yard activity of at least 100 percent; or (3) an average increase in truck traffic of more than 10 percent of the average daily traffic or 50 vehicles a day. I&S's lease of the rail line will not affect a Class I or nonattainment area under the Clean Air Act. In any event, the thresholds of 49 C.F.R. § 1105.7(e)(4) or (5) will not be

exceeded. Finally, the transportation of ozone depleting materials is not contemplated. Therefore, no environmental documentation is required under 49 C.F.R. § 1105.6(c)(2).

This action will not significantly affect either the quality of the human environment or energy conservation.

Respectfully submitted,



W. Robert Dyer, Jr.

Joanne Early
Gardere Wynne Sewell, LLP
1601 Elm Street, Suite 3000
Dallas, TX 75201-4761
(214) 999-4574



Robert D. Spellings

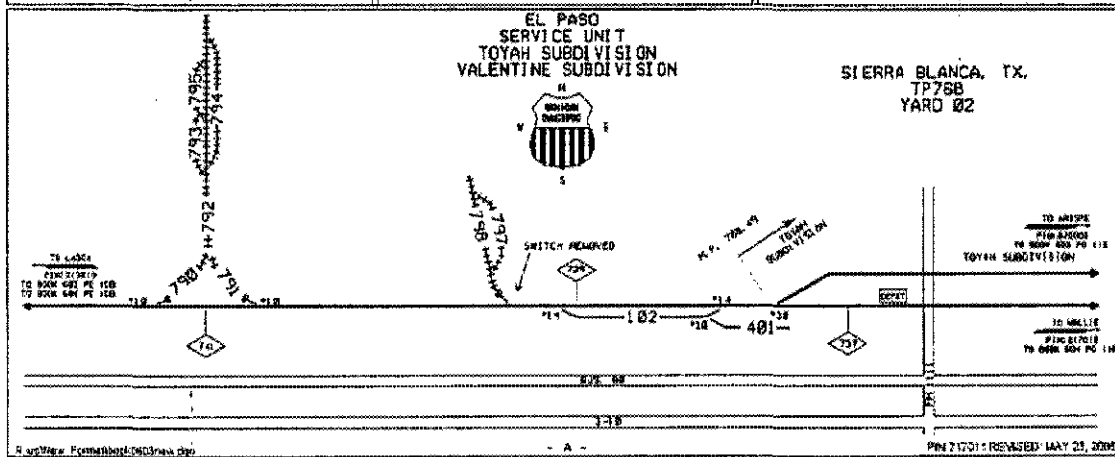
Butera & Andrews
1301 Pennsylvania Avenue., N.W.
Suite 500
Washington, DC 20004
202-347-6875

Attorneys for:
IDAHO & SEDALIA TRANSPORTATION
COMPANY, LLC

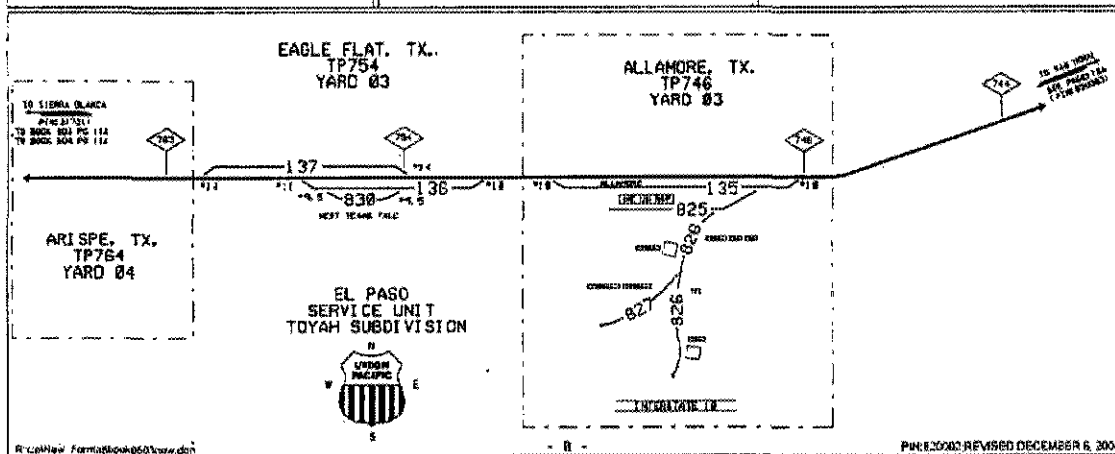
Dated: February 20, 2007

EXHIBIT A

2TS TRK. NO. NAME	CONTRACT NO.	2TS TRK. NO. NAME	CONTRACT NO.	2TS TRK. NO. NAME	CONTRACT NO.
SIERRA BLANCA, TX.	YARD 02				
102 SIERRA BLANCA SICHG					
401 SIERRA BLANCA SET OUT					
790 WEST LEG WYE-MERIDIAN AGGR	200415				
791 EAST LEG WYE-MERIDIAN AGGR	200415				
792 MERIDIAN AGGREGATES LEAD	200415				
793 MERIDIAN AGGREGATES GAO SD	200415				
794 LONG RUNAROUND-MERIDIAN AGGR	200415				
795 SHORT RUNAROUND-MERIDIAN AGGR	200415				
797 VACANT - O. O. S.					
798 VACANT - O. O. S.					



ZTS TRK. NO. NAME	CONTRACT NO.	ZTS TRK. NO. NAME	CONTRACT NO.	ZTS TRK. NO. NAME	CONTRACT NO.
ARISPE, TX.	YARD 84	EAGLE FLAT, TX.	YARD 83	ALLAMORE, TX.	YARD 83
		136 EAGLE FLAT BUSINESS TRACK		135 ALLAMORE BUSINESS TRACK	
		137 EAGLE FLAT PASSING TRACK		825 URMEN/WOLO T&L COMPANY 285825/230315	
		800 WEST TEXAS T&L		828 WOLO T&L COMPANY 230315	
				827 SUDORETS K. NERAL 176881	



SURFACE TRANSPORTATION BOARD

NOTICE OF EXEMPTION

FINANCE DOCKET NO. 34999

**IDAHO & SEDALIA TRANSPORTATION COMPANY, LLC
—LEASE EXEMPTION—
RCL ROCKS, LLC**

Idaho & Sedalia Transportation Company, LLC, a non-carrier, has filed a notice of exemption under 49 CFR 1150.31 to lease from RCL Rocks, LLC the rail line located at Union Pacific Railroad Valentine Subdivision Milepost 741 near Sierra Blanca, Texas.

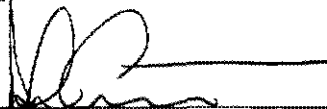
Comments must be filed with the Board and served on W. Robert Dyer, Jr., GARDERE WYNNE SEWELL, LLP, 1601 Elm Street, Suite 3000, Dallas, TX 75201-4761, (214) 999-4574 and Robert D. Spellings, BUTERA & ANDREWS, 1301 Pennsylvania Avenue., N.W., Suite 500, Washington, DC 20004, (202) 347-6875.

This notice is filed under 49 C.F.R. 1150.31. If the notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

VERIFICATION

STATE OF TEXAS)
)
COUNTY OF TARRANT) SS.

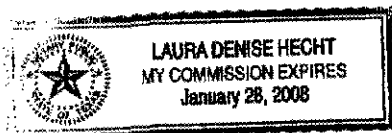
I, Robert Albritton, being duly sworn depose and state that I am Chairman of Idaho & Sedalia Transportation Company, LLC, that I am authorized to make this verification, and that I have read the foregoing Notice of Exemption and know the facts asserted therein are true and accurate to the best of my knowledge, information, and belief.

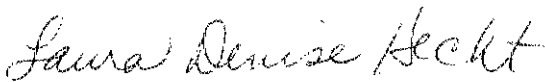


Robert Albritton

SUBSCRIBED AND SWORN TO before me this 15th day of February, 2007, in the County of Tarrant, State of Texas.

My Commission Expires: 01/28/08





Notary Public